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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

RICHARD P. WELLS, For Himself
And In His Representative Capacity
As Administrator of the Estate of
Marilyn Wells, Decedent, and As
Guardian of His Minor Children,

Plaintiff,

vs.

CALIFORNIA PHYSICIANS'
SERVICE, dba BLUE SHIELD OF
CALIFORNIA,

Defendants.

Case No. C 05 1229 CRB

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING
SETTLEMENT CONFERENCE**

Settlement Conference:

Date: March 20, 2007

Time: 1:30 p.m.

Place: Courtroom A

1 IT IS HEREBY STIPULATED by and between plaintiff Richard P. Wells, in
2 his individual capacity, as administrator of the Estate of Marilyn Wells, decedent,
3 and as guardian of his minor children ("Plaintiff") and defendant California
4 Physicians' Service, dba Blue Shield of California's ("Blue Shield"), through their
5 respective counsel of record, as follows:

6 WHEREAS, a Settlement Conference in the above-captioned matter is
7 currently scheduled for 1:30 p.m. on March 20, 2007;

8 WHEREAS, Blue Shield has filed a motion for summary judgment in this
9 matter that is now fully briefed and set for hearing before Judge Charles R. Bryer
10 on March 16, 2007;

11 WHEREAS, if Blue Shield's motion is granted, the trial court phase of this
12 action will be over;

13 WHEREAS, if Blue Shield's motion is denied, Blue Shield will need more
14 than two days to prepare for a meaningful settlement conference;

15 NOW, THEREFORE, and based upon the above recitals, it is hereby agreed
16 and stipulated by the parties hereto, through their respective attorneys of record,
17 that:

18 ///

19 ///

20 ///

1 1. The Settlement Conference presently scheduled for 1:30 p.m. on
2 March 20, 2007 is continued to 9:30 a.m. on April 17, 2007.

3 IT IS SO STIPULATED.

4 MANATT, PHELPS & PHILLIPS, LLP
5 GREGORY N. PIMSTONE
6 ADAM PINES
7 TRAVIS A. CORDER

7 Dated: March 7, 2007

By: s/ Adam Pines

8 Adam Pines
9 Attorneys for Defendant
10 CALIFORNIA PHYSICIANS' SERVICE,
11 dba BLUE SHIELD OF CALIFORNIA

11 BENJAMIN FRANKLIN LEGAL
12 FOUNDATION

13 Dated: March 7, 2007

By: s/ James B. Rhoads

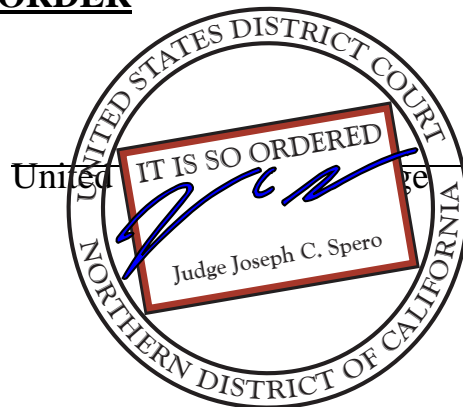
14 James B. Rhoads
15 Attorney for Plaintiff
16 RICHARD P. WELLS

16 *Filer's Attestation: Pursuant to General Order No. 45, Section X(B) regarding*
17 *signatures, Adam Pines hereby attests that concurrence in the filing of this*
18 *document has been obtained.*

18 **ORDER**

19 IT IS SO ORDERED.

20 Date: March 12, 2007



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